

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

ANGIOSCORE, INC.,

Plaintiff,

v.

TRIEME MEDICAL, LLC (f/k/a TRIEME
MEDICAL, INC.), EITAN KONSTANTINO,
QUATTRO VASCULAR PTE LTD. and QT
VASCULAR LTD. (f/k/a QT VASCULAR PTD.
LTD.),

Defendants.

CASE NO.: 4:12-cv-3393-YGR

**~~PROPOSED~~ ORDER REGARDING
DISCOVERY AND AMENDING
PRETRIAL AND TRIAL
SCHEDULE**

Hon. Yvonne Gonzalez Rogers

1 Pursuant to the Court's July 8 Order, a Case Management Conference was held on
2 July 11, 2014 before the Honorable Yvonne Gonzalez Rogers. The Court, having considered the
3 oral and written arguments of the parties, HEREBY ORDERS AS FOLLOWS:

4 Plaintiff AngioScore, Inc.'s discovery served on June 30, 2104, as set forth herein is
5 deemed withdrawn: (1) Second Set of Requests for Admissions to Defendants (Nos. 52-116);
6 (2) Ninth Set of Requests for the Production of Documents and Things by TriReme Medical,
7 LLC and Eitan Konstantino (Nos. 183-195); (3) Second Set of Requests for the Production of
8 Documents and Things by QT Vascular Ltd. (Nos. 127-139); (4) Second Set of Requests for the
9 Production of Documents and Things by Quattro Vascular Pte Ltd. (Nos. 127-139); (5) Fourth
10 Set of Interrogatories to TriReme Medical, LLC (Nos. 21-25); (6) Third Set of Interrogatories to
11 Eitan Konstantino (Nos. 17-24); (7) Second Set of Interrogatories to QT Vascular Ltd. (Nos. 21-
12 25); and (8) Second Set of Interrogatories to Quattro Vascular Pte Ltd. (Nos. 21-25).

13 Defendant Eitan Konstantino's discovery served on July 1, 2014, as set forth herein is
14 deemed withdrawn: (1) First Set of Document Requests to Plaintiff AngioScore, Inc.; and (2)
15 Third Set of Interrogatories to Plaintiff AngioScore, Inc..

16 The parties may serve replacement sets of written discovery requests, and provide
17 responses thereto, pursuant to the amended schedule set forth below.

18 Defendants are permitted to obtain deposition testimony from Plaintiff's designees Tom
19 Trotter, Gary Gershony, Lu Lee and Jim Andrews pursuant to Defendants' previously served
20 30(b)(6) topics pertaining to Plaintiff's patent law claims. Nothing in this order is intended to
21 preclude or limit the parties from obtaining deposition testimony related to Plaintiff's state law
22 claims.

23 Plaintiff is permitted to serve deposition notices and obtain deposition testimony from
24 Defendants Quattro Vascular Pte Ltd. and QT Vascular Ltd. pertaining to all claims and
25 counterclaims.

26 The Court further finds that good cause has been shown to amend the pretrial and trial
27 schedule. Fed. R. Civ. P. 16. Accordingly, the Court hereby amends the prior Case
28

1 Management Order (Dkt. No. 219) and orders the parties to comply with the following new case
 2 schedule:

3 Parties to Serve Replacement Sets of Requests 4 for Production, Interrogatories, and Requests for 5 Admission Related to Plaintiff's State Law 6 Claims	July 18, 2014
7 Parties to Supplement Initial Disclosures on 8 Patent Claims and Supplement Prior Written 9 Discovery Responses	July 25, 2014
10 Parties to Serve Initial Disclosures on Plaintiff's 11 Newly Added State Law Claims	July 25, 2014
12 Defendants to Respond to Fourth Amended 13 Complaint	July 31, 2014
14 Parties to Serve Responses and Objections to 15 Requests for Production Served on July 18, 16 2014	August 1, 2014
17 Plaintiff to Respond to Any Motion to Dismiss 18 the Fourth Amended Complaint	August 8, 2014
19 Reply to Any Opposition to a Motion to 20 Dismiss Due	August 15, 2014
21 Parties to Serve Responses and Objections to 22 Interrogatories and Requests for Admission 23 Served on July 18, 2014	August 18, 2014
24 Disclosure Of Experts (Retained/Nonretained):	<p>25 Plaintiff's Proposal: Supplemental Disclosure of Plaintiff's Damages Expert Due on August 15, 2014</p> <p>26 Defendants' Proposal: Disclosure of Plaintiff's Damages Expert on Plaintiff's Newly Added State Law Claims Due on August 15, 2014</p> <p>27 All other expert disclosures regarding state law claims and rebuttal disclosures regarding patent law claims: TBD at August 22, 2014 Case Management Conference</p>
28 Case Management Conference	August 22, 2014 at 9:00 a.m.
Private Mediation Before Judge Infante To Take Place On:	September 11, 2014
Non-Expert Discovery Cutoff	October 31, 2014

1	Expert Discovery Cutoff:	TBD at August 22, 2014 Case Management Conference
2	Daubert Motions (Or Authorized Summary Judgment Motions)	TBD at August 22, 2014 Case Management Conference
3	Compliance Hearing	February 13, 2015
4	Joint Pre-trial Conference Statement:	February 27, 2015
5	Pretrial Conference:	March 20, 2015 at 9:00 a.m.
6	Trial Date And Length:	April 13, 2015 at 8:30 a.m. for 7-10 days (Jury Trial)

8 IT IS SO ORDERED.

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10 Dated: July 22, 2014

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HON. YVONNE GONZALEZ ROGERS
UNITED STATES COURT DISTRICT JUDGE